BRITISH COLUMBIA

BRITISH COLUMBIA MINISTRY OF FORESTS

COMPLIANCE & ENFORCEMENT BRANCH

ANNUAL REPORT

2002-2003

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Introduction

This is the eighth annual report on compliance and enforcement of the *Forest Practices Code of British Columbia Act* (the Code) and its regulations, which came into effect on June 15, 1995. The report gives an objective picture of compliance and enforcement activities from April 1, 2002 to March 31, 2003 and provides a follow-up to annual reports previously published.

This report contains statistics recorded by the British Columbia Ministry of Forests (MOF). The report covers compliance and enforcement activities with respect to forest practices carried out by major licensees, small business licensees, woodlot licensees and mining, petroleum and natural gas companies holding licences to cut.

Electronic copies of this report are available from the Ministry of Forests, Compliance and Enforcement Branch, or by accessing the government Internet page:

http://www.for.gov.bc.ca/enforce/index.htm

If there are discrepancies between the printed copy of the Annual Report and the copy on the website, the posted copy of the Annual Report on the website is considered correct.

Statistical Summary

Most of the statistics contained in this report were generated from two information systems managed by the Ministry of Forests. The Enforcement Action, Administrative Review and Appeal Tracking System (ERA) serves as the Ministry's record of enforcement activities; ERA documents cases that arise from alleged contraventions of the acts and regulations enforced by the Ministry, including the issuance of tickets, enforcement actions taken, and cases that are appealed. The Compliance Information Management System (CIMS) serves as the Ministry's record of inspection activities and compliance actions.

Key Statistics

Key statistics from April 1, 2002 to March 31, 2003 are:

- 21,225 **Inspections** were completed.
- 506 **Enforcement Actions** were taken.
- 8 **Stop Work Orders** were issued.
- 1,922 **Compliance Actions** were taken.

Violation Tickets and Administrative Penalties

The total monetary value of penalties and violation tickets issued under the Code during the reporting period is:

Violation tickets issued	127
Monetary amount of tickets	$26,438
Administrative penalties levied	147
Monetary amount of penalties	$535,072.50

ADMINISTRATIVE REVIEWS

During the reporting period, there were 22 requests for administrative reviews of enforcement decisions made under the Code; 1 requests for reviews were withdrawn. A total of 16 administrative reviews were heard. Fourteen review decisions were released during the reporting period:

6 confirmed the original decision being appealed

1 rescinded, overturning the original decision

5 varied, meaning that the review panel changed the original decision

2 referred with direction, meaning that the original decision-maker was asked to redo the decision, considering the direction provided by the review panel.

For information on appeals filed with the Forest Appeals Commission, see:
http://www.fac.gov.bc.ca

PROSECUTIONS

Alleged offences under the Code led to a number of provincial court cases. In 2002, the British Columbia Attorney General successfully prosecuted two cases, one of which resulted in a fine, and one of which resulted in a jail sentence (these included charges under the Criminal Code of Canada).

Commonly Asked Questions

What are inspections?

Inspections are an examination of activities or practices, and are used to determine whether the forest practices are carried out in compliance with statutory requirements. Inspections cover the obligations of both the licensees and the government.

What does a contravention mean?

A contravention is where an individual or company who has an obligation under the law has been determined or found to have acted in such a manner as to have violated the law.

The violation or infraction of the law is punishable by an enforcement action (e.g., monetary penalty, fine or remediation) with the penalty, fine or imprisonment not exceeding a specified amount or time period.

What are compliance actions?

Compliance actions are used when an official has reasonable grounds to believe a contravention has occurred, or may be about to occur, but in situations where enforcement actions are not warranted. Compliance actions include warning tickets and compliance notices.

What is a Stop Work Order?

Stop Work Orders are used by an official to stop a forest practice that the official believes is in contravention.

What are enforcement actions?

Enforcement actions are used when an official determines that legislation requirements have been contravened and a formal sanction is warranted. Enforcement actions include violation tickets, monetary penalties, remediation orders, licence suspension, licence

cancellation, small business disqualification and orders to vacate.

Parties subject to enforcement actions have an avenue to challenge or appeal the action.

What does it mean if a licensee is given a monetary penalty?

Monetary penalties are one of the administrative remedies available under the *Forest Practices Code of British Columbia Act*. The fact that a licensee has been assessed a monetary penalty means that a senior government official has determined that the licensee has failed to meet a requirement of the Code.

Monetary penalties (like other administrative remedies such as stop work orders and remediation orders) are used to ensure the licensee bears the risk of any failure to meet a Code requirement. They can also be used as a disciplinary measure if the failure to meet the Code is caused by carelessness or misconduct.

However, monetary penalties should not be confused with fines that can be imposed by a Court if a licensee is prosecuted and convicted for an offence.

When are licensees held accountable?

Licensees are always accountable for any contravention of the Code. Any licensee who contravenes the Code may be required to remedy the contravention or to compensate the Crown for the contravention.

Administrative remedies, including monetary penalties, are used to ensure this is done. In addition, such remedies are used to ensure the licensee does not profit from the contravention.

Finally, if a contravention of the Code occurs as a result of carelessness or intentional misconduct, increased monetary penalties can be imposed as a deterrent measure.

When are prosecutions recommended?

Prosecutions may be recommended where investigations identify the person(s) responsible:

- for unauthorized harvest;
- for theft;
- for other contravention(s) of the Code;
- is willful or reckless;
- is a repeat offender; or
- has caused significant damage.

Prosecutions are recommended when it is in the public interest to prosecute, and when there is a reasonable chance of the prosecution resulting in a conviction.

The final decision as to whether or not to prosecute lays solely with Crown Counsel (the Ministry of Attorney General).

What is a violation ticket?

A violation ticket is a form of prosecution. Tickets carry set fines for specified offences, and once a ticket has been issued no other form of prosecution for the offence for which the ticket was issued can occur.

Due diligence and officially induced errors are defences for violation tickets.

What are the unauthorized harvest statistics?

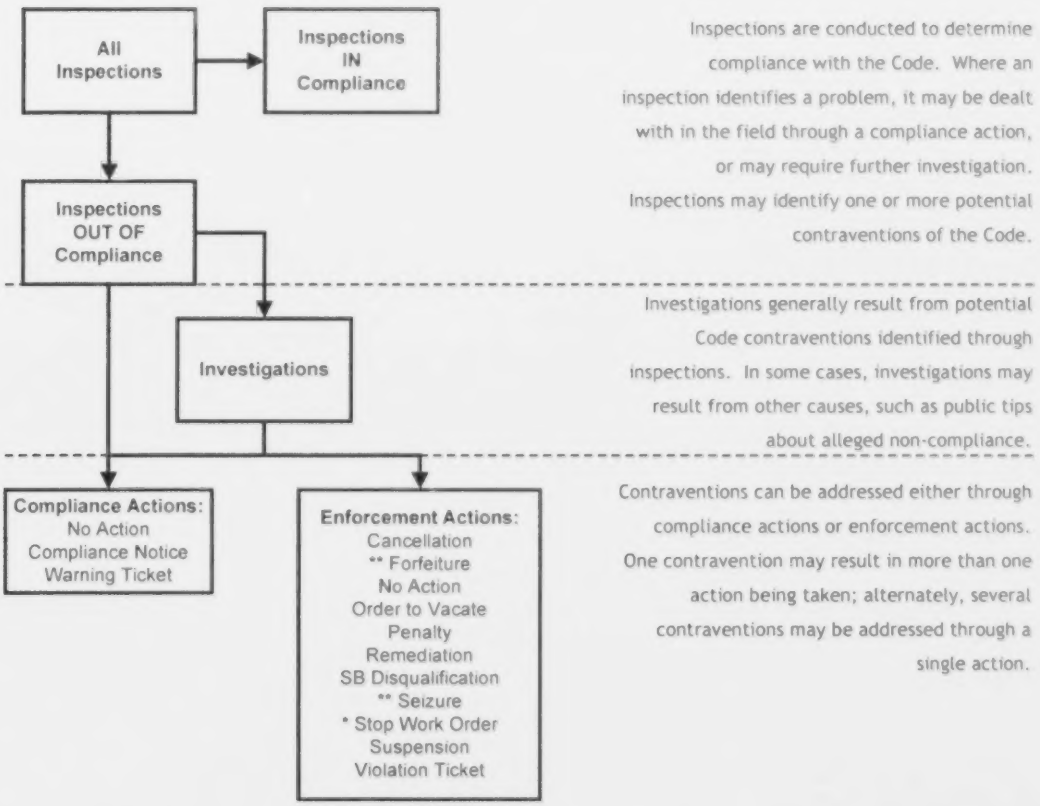
From April 1, 2002 to March 31, 2003, penalties for unauthorized harvesting ranged up to $38,374, and totaled $289,952.

During the same period, there were 48 Violation Tickets issued by the Ministry of Forests for various incidents of unauthorized harvesting, with fines totaling $8,304.

Compliance & Enforcement Statistics for the Forest Practices Code

Overview of Process Leading to C&E Actions

The chart below illustrates the process from inspections to compliance and enforcement actions.


All Inspections
Inspections IN Compliance
Inspections OUT OF Compliance
Investigations
Compliance Actions:
No Action
Compliance Notice
Warning Ticket
Enforcement Actions:
Cancellation
** Forfeiture
No Action
Order to Vacate
Penalty
Remediation
SB Disqualification
** Seizure
* Stop Work Order
Suspension
Violation Ticket
Inspections are conducted to determine compliance with the Code. Where an inspection identifies a problem, it may be dealt with in the field through a compliance action, or may require further investigation. Inspections may identify one or more potential contraventions of the Code.
Investigations generally result from potential Code contraventions identified through inspections. In some cases, investigations may result from other causes, such as public tips about alleged non-compliance.
Contraventions can be addressed either through compliance actions or enforcement actions. One contravention may result in more than one action being taken; alternately, several contraventions may be addressed through a single action.

* Stop Work Orders are not formal findings of contravention.
** Seizures and Forfeitures are not necessarily findings of contravention.

PROGRAM STATISTICS

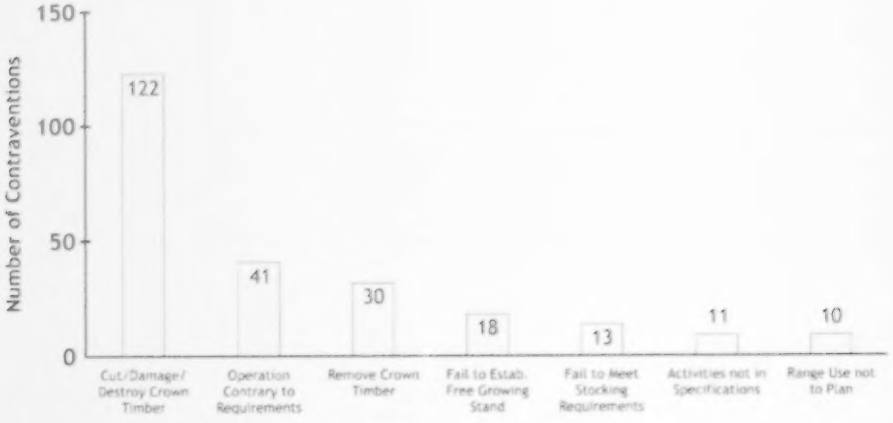
Provincial Total of Enforcement Actions

This graph shows the frequency of enforcement actions made to address contraventions. Not included in this graph are 43 Seizures. Stop Work Orders are not considered formal findings of contravention. Seizures and Forfeitures are not necessarily considered findings of contravention.

Provincial Total of Compliance Actions

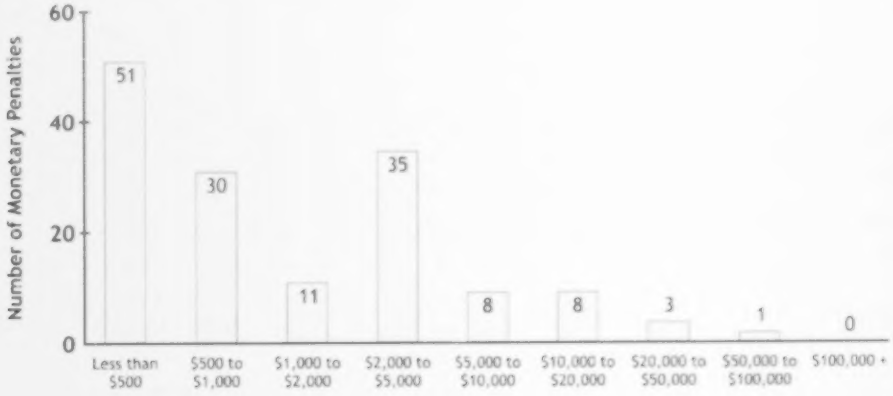
This graph shows the number of compliance actions taken to address alleged contraventions.

Sections of the Code Most Often Contravened



This graph shows the sections of the *Forest Practices Code of British Columbia* most often contravened; based on enforcement actions as reported in ERA.

Summary of Monetary Penalties

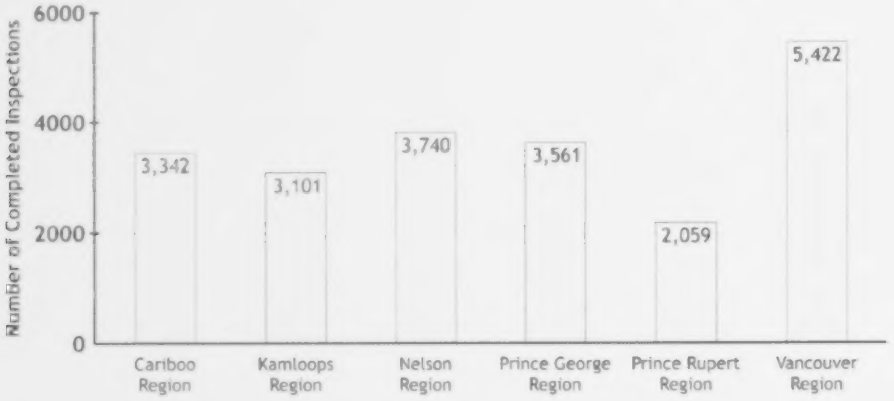


This graph shows the number and range of monetary penalties that have been levied under the *Forest Practices Code of British Columbia* for the reporting period.

Compliance & Enforcement Statistics by Region

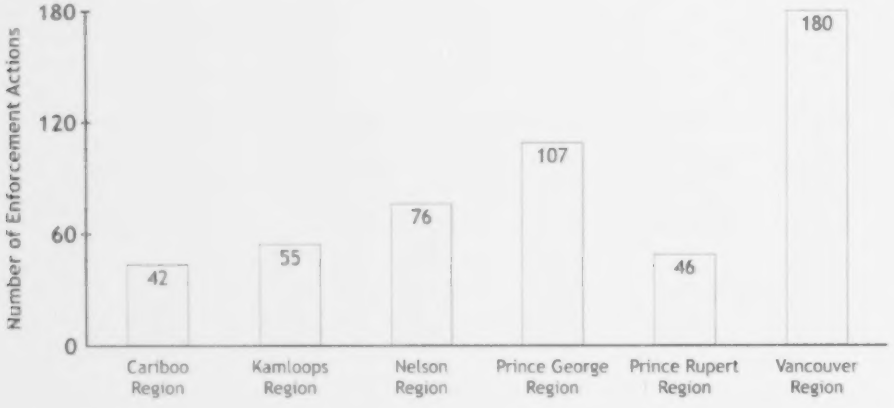
The province is divided into six administrative units called forest regions, each of which is further sub-divided into between five to nine forest districts. See Appendix 3 for a list of these regions and districts, along with their codes. See Appendix 4 for a map of the regional and district boundaries.

Number of Completed Inspections by Region



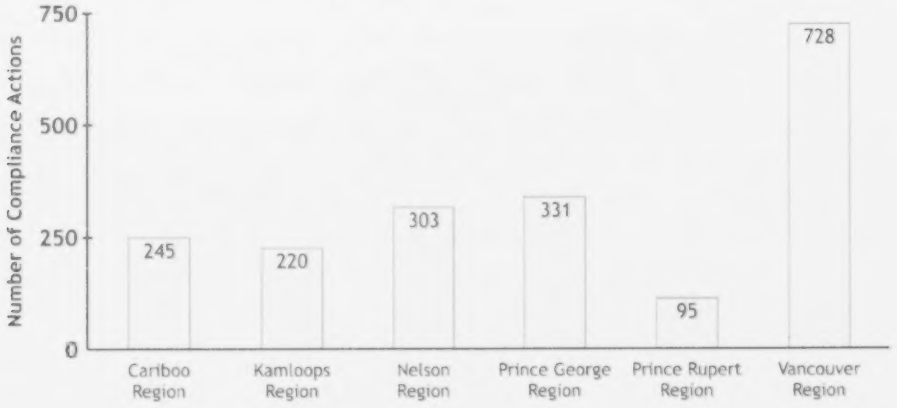
This graph lists, by forest region, the number of completed inspections conducted by ministry personnel.

Number of Enforcement Actions by Region



The chart shows, by forest region, the number of enforcement actions taken against contraventions.

Number of Compliance Actions by Region

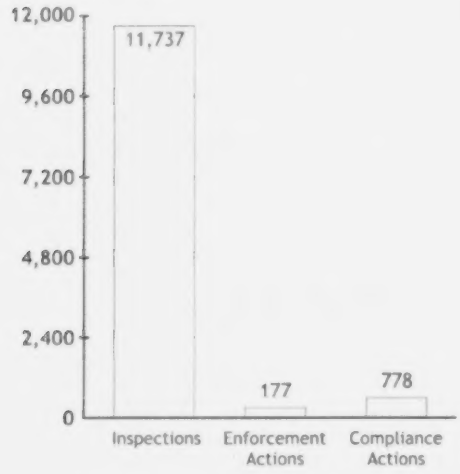


This graph show, by forest region, the number of compliance actions taken to address alleged contraventions.

OVERALL STATISTICS BY TENURE TYPE

These tables show by tenure group the number of Inspections completed, the number of Enforcement Actions, and the number of Compliance Actions.

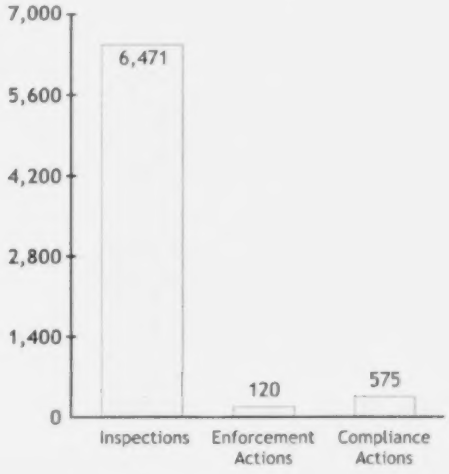
Major Licensees



Volume Billed: 61,778,357 m^3

- Tree farm licences
- Timber licences
- Forest licences
- Pulpwood agreements
- Major timber sale licences

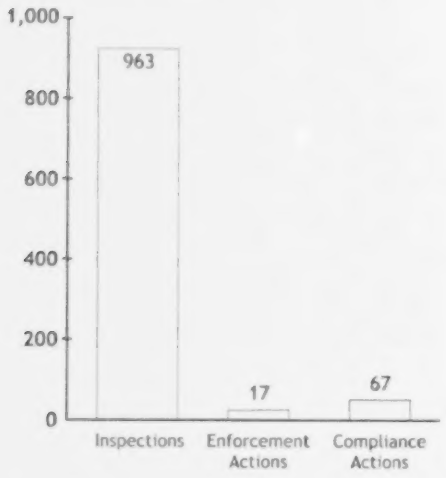
Small Business Licensees



Volume Billed: 11,257,397 m^3

- Competitive timber sale licences
- Value-added timber sale licences
- Direct award timber sale licences
- Roads associated with small business

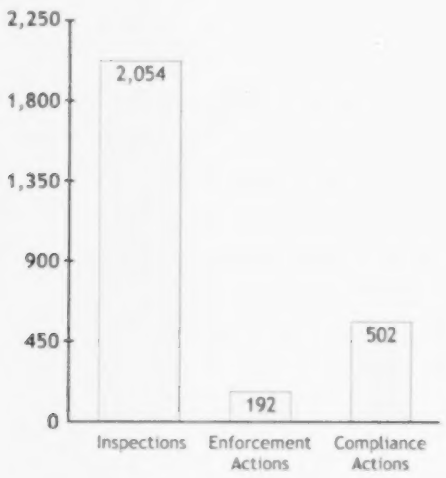
Woodlot Licensees



Volume Billed: 2,043,899 m^3

- Woodlot Licences
- Community Forest Licences
- Roads associated with both

Other



Volume Billed: 1,275,460 m^3

- Licences to cut
- Special use permits
- Free use permits
- Christmas tree permits
- Private lands
- Grazing permit/Licence
- Road use permit
- Log salvage

Note: The *Other* category includes other licences and permits, as well as non-tenure holders (in previous annual reports, these were reported as two separate categories).

APPENDIX 1

ENFORCEMENT ACTIONS AGAINST MAJOR LICENSEES

This appendix lists enforcement actions that occurred within the reporting period, regardless of when the actual contravention occurred.

Shown in alphabetical order are forest tenure holders with major licences (or that recently held major licences) that billed volumes of more than 5,000 cubic metres annually. The header lists the licensee, the volume (in cubic metres) of Crown timber billed by the licensee and the number of compliance inspections as recorded in CIMS. Under each header is a listing of enforcement actions as determined by a senior official or as determined by an official through the issuance of a violation ticket. Note that a portion of a licensee's volume may have been harvested by a separate company or contractor; the following listings do not include enforcement actions which might have been carried out against the activities of a separate company.

Note also that in some cases, enforcement actions have been taken against companies which had no volume of timber during the reporting period; these relate to contraventions that occurred at an earlier date when the company had a timber volume.

Enforcement actions include violation tickets, monetary penalties, remediation orders, licence suspension, licence cancellation, small business disqualification and orders to vacate. Stop work orders are enforcement actions that are not formal findings of contravention.

MAJOR LICENSEES WITH ONE OR MORE ENFORCEMENT ACTIONS

Ainsworth Lumber Co. Ltd.			Volume: 390,590	Inspections: 39
Case Number	Incident Date	Contravention	Description	Determination
DLI-2002-0003	17-May-01	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Penalty
* DLI-2002-0003	17-May-01	TIM 21 (1)	Unauthorized Temporary Stream Crossing	Penalty
DLI-2003-0007	30-Sep-02	TIM 23	Deposit Slash/Debris in Restricted Area	Remediation

* Case under appeal

Aspen Planers Ltd.			Volume: 223,320	Inspections: 50
Case Number	Incident Date	Contravention	Description	Determination
DME-2001-0018	02-Aug-00	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Penalty

B&I Resources Ltd.			Volume: 0	Inspections: 0
Case Number	Incident Date	Contravention	Description	Determination
DNC-2001-0022	03-Nov-00	SILV 28 (1)	Fail to Submit Annual Silv. Report	No Action

C. Ged Forest Products Ltd.			Volume: 10,775	Inspections: 23
Case Number	Incident Date	Contravention	Description	Determination
DKI-2002-0007	20-Apr-01	FPC 67 (1)	Operation Contrary to Requirements	Violation Ticket
DKI-2002-0032	15-Feb-02	FPC 36 (2)(A)	Fail to Amend Silv. Prescription where Required	Remediation
DKI-2002-0032	15-Feb-02	FPC 70 (4)(D)	Fail to Meet Stocking Requirements	Remediation
DKI-2002-0032	15-Feb-02	SILV 23 (1)(B)	Fail to Undertake Regeneration Survey	Remediation

Canadian Forest Products Ltd.			Volume: 9,741,597	Inspections: 1,137
Case Number	Incident Date	Contravention	Description	Determination
DJA-2001-0024	27-Jun-00	RDS 13 (1)(H)(I)	Construct Crossing outside Fishery Window	Remediation
DJA-2001-0024	27-Jun-00	RDS 13 (1)(H)(I)	Construct Crossing outside Fishery Window	Penalty
DJA-2001-0024	27-Jun-00	RDS 13 (1)(C)(VI)	Drainage System not to Design Requirements	Penalty
DJA-2001-0024	27-Jun-00	RDS 13 (1)(C)(VI)	Drainage System not to Design Requirements	Remediation
DJA-2001-0024	27-Jun-00	FPC 62 (1)	Construct/Modify Road not to Requirements	Remediation
DJA-2002-0001	29-Mar-01	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Penalty
DLA-2001-0020	04-Oct-00	FPC 67 (1)	Operation Contrary to Requirements	Penalty
DPG-1998-0059	24-Nov-97	RDS 12 (1)(C)(II)	Professional Doesn't Meet Qualifications	No Action
DPG-1998-0059	24-Nov-97	RDS 12 (1)(C)(V)	Fail to Minimize Sediment Delivery into Stream	No Action
DPG-1998-0059	24-Nov-97	FPC 62 (1)	Construct/Modify Road not to Requirements	No Action
DPG-1998-0059	24-Nov-97	RDS 12 (1)(H)	Improper Materials in Snow Road	No Action

DPG-2002-0017	01-Feb-02	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	No Action
DSQ-2000-0027	04-Sep-99	FPC 67 (1)	Operation Contrary to Requirements	Penalty
DVA-2002-0041	10-Feb-02	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	No Action
DVA-2002-0041	10-Feb-02	FPC 67 (1)	Operation Contrary to Requirements	Penalty
HEN-2003-0012	03-Sep-02	FPC 67	Operation Contrary to Requirements	Violation Ticket
HEN-2003-0013	03-Sep-02	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Violation Ticket
HEN-2003-0014	03-Sep-02	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Violation Ticket
RVA-2002-0032	01-Apr-01	RDS 12 (1)(J)	Unauthorized Stream Crossing	No Action
RVA-2002-0032	01-Apr-01	RDS 13 (1)(H)(II)	Fail to Ensure Safe Fish Passage	No Action

Cooper Creek Cedar Ltd. **Volume: 75,092** **Inspections: 42**

Case Number	Incident Date	Contravention	Description	Determination
DKL-2003-0010	28-Aug-00	FPC 96 (2)	Remove Crown Timber	No Action

Coulson Forest Products Ltd. **Volume: 64,515** **Inspections: 22**

Case Number	Incident Date	Contravention	Description	Determination
DSI-2003-0091	14-Aug-02	FPC 67	Operation Contrary to Requirements	Violation Ticket
DSI-2003-0091	14-Aug-02	FPC 68 (1)	Unauthorized Excavated/Bladed Trail	Violation Ticket
DSI-2003-0096	14-Aug-02	FPC 67 (2)(A)	Operate near Stream not to Requirement	Violation Ticket

Donohue Forest Products Inc. **Volume: 0** **Inspections: 0**

Case Number	Incident Date	Contravention	Description	Determination
DMK-2000-0014	01-Sep-99	FPC 58 (2)	Unauthorized Road Construction/Modification	Penalty
DMK-2000-0014	01-Sep-99	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	No Action

Downie Street Sawmills Ltd. **Volume: 175,488** **Inspections: 152**

Case Number	Incident Date	Contravention	Description	Determination
DCO-2002-0008	25-May-01	RDS 12 (1)(B)	Subgrade Construction not to Requirements	Penalty
DCO-2002-0008	25-May-01	FPC 62 (1)	Construct/Modify Road not to Requirements	Penalty

F.L. A49782 Holdings Ltd. **Volume: 3,958** **Inspections: 10**

Case Number	Incident Date	Contravention	Description	Determination
DSA-2001-0027	13-Jun-00	FPC 67 (1)	Operation Contrary to Requirements	Penalty
DSA-2001-0027	13-Jun-00	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Penalty
DSA-2001-0027	13-Jun-00	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	No Action
DSA-2001-0045	27-Jul-00	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Penalty

Federated Co-operatives Ltd.			Volume: 395,947	Inspections: 93
Case Number	Incident Date	Contravention	Description	Determination
DVE-2003-0007	29-Apr-02	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Violation Ticket

Goose Creek Lumber Ltd.			Volume: 44,700	Inspections: 24
Case Number	Incident Date	Contravention	Description	Determination
DKL-2003-0019	09-Dec-02	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Violation Ticket

International Forest Products			Volume: 3,301,252	Inspections: 948
Case Number	Incident Date	Contravention	Description	Determination
DPM-2002-0049	24-Jul-00	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Penalty
DPM-2002-0049	24-Jul-00	FPC 96 (2)	Remove Crown Timber	Penalty
DPM-2002-0049	24-Jul-00	TIM 10 (3)	Unauthorized Harvest in Riparian Reserve Zone	Penalty
DPM-2003-0031	08-Jul-02	FPC 62 (1)	Construct/Modify Road not to Requirements	Violation Ticket
DSC-2001-0014	04-May-00	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	No Action
DSC-2002-0032	13-Sep-01	FPC 67 (2)(A)	Operate near Stream not to Requirement	Violation Ticket
DSC-2002-0032	13-Sep-01	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Violation Ticket
DSI-2002-0112	11-Oct-01	FPC 67 (1)	Operation Contrary to Requirements	Violation Ticket
DSQ-1999-0019	30-Aug-96	FPC 70 (4)(G)	Fail to Address Quality/Health Issues	Penalty
DSQ-2002-0016	12-Jul-01	FPC 67 (1)	Operation Contrary to Requirements	Penalty
DSQ-2002-0028	04-Nov-01	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Penalty

Kalesnikoff Lumber Co. Ltd.			Volume: 90,735	Inspections: 78
Case Number	Incident Date	Contravention	Description	Determination
DKL-2003-0003	03-May-02	RDS 12 (1)(B)	Subgrade Construction not to Requirements	Penalty
* DKL-2003-0003	03-May-02	FPC 45 (3)	Fail to Stop Practice to Avoid Env. Damage	Penalty
* DKL-2003-0015	08-Jul-02	RDS 13 (1)(C)	Fail to Ensure Drainage System Function	Penalty
* DKL-2003-0015	08-Jul-02	FPC 45 (3)	Fail to Stop Practice to Avoid Env. Damage	Penalty

* Case under appeal

Kisplox Forest Products Ltd.			Volume: 82,775	Inspections: 39
Case Number	Incident Date	Contravention	Description	Determination
DKI-2002-0031	14-Feb-02	SILV 23 (1)(B)	Fail to Undertake Regeneration Survey	Remediation
DKI-2002-0031	14-Feb-02	FPC 36 (2)(A)	Fail to Amend Silv. Prescription where Required	Remediation
DKI-2002-0031	14-Feb-02	FPC 70 (4)(D)	Fail to Meet Stocking Requirements	Remediation

McBride Forest Industries Ltd.		Volume: 215,182		Inspections: 72
Case Number	Incident Date	Contravention	Description	Determination
DRV-2002-0008	21-Feb-02	FPC 67 (1)	Operation Contrary to Requirements	Penalty

New Skeena Forest Products Inc.		Volume: 458,252		Inspections: 191
Case Number	Incident Date	Contravention	Description	Determination
DKM-2001-0011	23-Nov-00	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	No Action

Nicola Pacific Forest Products Ltd.		Volume: 64,865		Inspections: 3
Case Number	Incident Date	Contravention	Description	Determination
DME-2003-0013	17-Sep-02	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Violation Ticket

Plateau Forest Products Ltd.		Volume: 881,428		Inspections: 230
Case Number	Incident Date	Contravention	Description	Determination
DVA-2001-0004	19-Jun-00	TIM 21 (4)	Fail to Remove Temporary Stream Crossing	Penalty
DVA-2001-0006	05-Jul-00	TIM 21 (4)	Fail to Remove Temporary Stream Crossing	Penalty
DVA-2001-0007	05-Jul-00	TIM 21 (4)	Fail to Remove Temporary Stream Crossing	Penalty

Pope & Talbot Ltd.		Volume: 1,296,046		Inspections: 273
Case Number	Incident Date	Contravention	Description	Determination
DBO-2002-0019	31-Jul-01	TIM 10 (3)	Unauthorized Harvest in Riparian Reserve Zone	No Action
DBO-2003-0020	20-Aug-02	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Penalty

Revelstoke Community Forest Corporation		Volume: 98,405		Inspections: 53
Case Number	Incident Date	Contravention	Description	Determination
DCO-2002-0015	21-Aug-01	FPC 67 (1)	Operation Contrary to Requirements	Penalty
DCO-2002-0015	21-Aug-01	TIM 11 (1)	Yard or Skid in/over Stream w/o Authority	Penalty
DCO-2002-0016	21-Aug-01	FPC 67 (1)	Operation Contrary to Requirements	Penalty

Riverside Forest Products Ltd.		Volume: 2,064,348		Inspections: 434
Case Number	Incident Date	Contravention	Description	Determination
DCH-2001-0008	11-Sep-00	RDS 13 (1)(C)(V)	Fail to Minimize Sediment Delivery into Stream	Penalty
DCH-2001-0008	11-Sep-00	RDS 13 (1)(E)	Materials Interfering w/ Culvert Waterflow	Penalty
DCH-2001-0008	11-Sep-00	FPC 64 (10)	Fail to Specify Soil Erosion Measures	Penalty
DCH-2001-0008	11-Sep-00	RDS 13 (1)(H)(II)	Fail to Ensure Safe Fish Passage	Penalty
DCH-2001-0008	11-Sep-00	RDS 13 (1)(H)(II)	Fail to Ensure Safe Fish Passage	Remediation

DCH-2001-0008	11-Sep-00	RDS 9 (1)	Inadequate Drainage Design	Penalty
DCH-2001-0008	11-Sep-00	RDS 13 (1)(L)	Fail to Use Erosion-Resistant Materials at Fords	No Action
DCH-2001-0008	11-Sep-00	RDS 13 (1)(H)(II)	Fail to Ensure Safe Fish Passage	Penalty
DCH-2001-0008	11-Sep-00	RDS 13 (1)(H)(II)	Fail to Ensure Safe Fish Passage	Remediation
DCH-2001-0008	11-Sep-00	RDS 12 (1)(E)	Improperly Located Waste Areas	Penalty
DQU-2003-0007	08-Aug-02	FPC 67 (1)	Operation Contrary to Requirements	Penalty
DVE-2002-0051	02-Aug-01	SILV 8 (4)	Exceed Seed/Material Transfer Limit	No Action
DVE-2002-0051	02-Aug-01	SILV 8 (4)	Exceed Seed/Material Transfer Limit	No Action
DVE-2003-0023	23-Sep-02	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Violation Ticket

Slocan Forest Products Ltd. **Volume: 4,236,171** **Inspections: 479**

Case Number	Incident Date	Contravention	Description	Determination
DFN-2001-0071	21-Nov-00	FPC 36 (2)(B)	Carry Out Practice Prior to Amendment Approval	Penalty
DFN-2001-0071	21-Nov-00	FPC 67 (1)	Operation Contrary to Requirements	Penalty
DFN-2001-0071	21-Nov-00	FPC 36 (2)(A)	Fail to Amend Silv. Prescription where Required	Penalty
DFN-2001-0087	06-Mar-01	TIM 3 (2)	Wildlife Tree Mark not Visible after Harvest	Penalty
DFN-2001-0087	06-Mar-01	RDS 20 (1)	Fail to Properly Deactivate Road	Penalty
DFN-2002-0087	06-Feb-02	FPC 67 (2)(D)	Damage or Harvest Leave Tree	Penalty
DFN-2002-0092	17-Mar-02	FPC 58 (2)	Unauthorized Road Construction/Modification	No Action
DFN-2003-0055	23-Jan-03	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Violation Ticket
DMK-2003-0011	24-Oct-02	FPC 64 (5)	Deactivate Road w/o Approval	Violation Ticket

Tackama Forest Products Ltd. **Volume: 639,720** **Inspections: 35**

Case Number	Incident Date	Contravention	Description	Determination
DFN-2001-0002	26-Jan-00	SILV 23 (1)(C)	Fail to Undertake Free Growing Survey	No Action
DFN-2001-0002	26-Jan-00	FPC 70 (3)	Fail to Establish Free Growing Stand	Penalty
DFN-2001-0002	26-Jan-00	SILV 28 (1)	Fail to Submit Annual Silv. Report	No Action
DFN-2001-0002	26-Jan-00	FPC 70 (4)(D)	Fail to Meet Stocking Requirements	No Action
DFN-2002-0075	07-Dec-01	FPC 70 (4)(D)	Fail to Meet Stocking Requirements	Penalty
DFN-2002-0076	07-Dec-01	FPC 70 (4)(D)	Fail to Meet Stocking Requirements	Penalty
DFN-2002-0077	07-Dec-01	FPC 70 (4)(D)	Fail to Meet Stocking Requirements	Penalty
DFN-2003-0012	27-May-02	RDS 20 (1)	Fail to Properly Deactivate Road	Penalty
DFN-2003-0057	24-Jan-03	FPC 62 (1)	Construct/Modify Road not to Requirements	Violation Ticket

Takla Development Corporation **Volume: 87,299** **Inspections: 17**

Case Number	Incident Date	Contravention	Description	Determination
DJA-2003-0011	20-Nov-02	FPC 99 (1)	Unauthorized Construction/Occupation of Bldg	Violation Ticket
HEN-2003-0032	13-Sep-02	FPC 62 (1)	Construct/Modify Road not to Requirements	Violation Ticket

Takla Track & Timber Ltd.			Volume: 251,730	Inspections: 17
Case Number	Incident Date	Contravention	Description	Determination
DJA-2001-0023	15-Sep-00	TIM 10 (3)	Unauthorized Harvest in Riparian Reserve Zone	Penalty
DJA-2001-0023	15-Sep-00	FPC 67 (1)	Operation Contrary to Requirements	Penalty

Tembec Industries Inc.			Volume: 1,482,808	Inspections: 539
Case Number	Incident Date	Contravention	Description	Determination
DIN-2003-0002	28-Oct-02	FPC 62 (1)	Construct/Modify Road not to Requirements	Violation Ticket

TFL Forest Ltd.			Volume: 3,203,218	Inspections: 232
Case Number	Incident Date	Contravention	Description	Determination
DCR-2002-0147	28-Feb-02	FPC 67 (1)	Operation Contrary to Requirements	Violation Ticket
DSI-2002-0022	17-May-01	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Penalty
DSI-2002-0022	17-May-01	FPC 67 (1)	Operation Contrary to Requirements	No Action
DSI-2003-0087	16-Nov-02	FPC 62 (1)	Construct/Modify Road not to Requirements	Violation Ticket

Tolko Industries Ltd.			Volume: 1,804,756	Inspections: 242
Case Number	Incident Date	Contravention	Description	Determination
DKA-2003-0012	20-Jun-02	FPC 68	Unauthorized Excavated/Bladed Trail	Violation Ticket
DVE-2003-0010	14-Mar-02	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Violation Ticket
DVE-2003-0026	17-Oct-02	FPC 76 (4)	Unauthorized Fire	Violation Ticket

Triumph Timber Ltd.			Volume: 233,057	Inspections: 79
Case Number	Incident Date	Contravention	Description	Determination
DNC-2003-0012	27-Aug-02	RDS 12 (1)(D)	Inappropriate Drilling/Blasting Techniques	Remediation

West Fraser Mills Ltd.			Volume: 4,808,730	Inspections: 1,089
Case Number	Incident Date	Contravention	Description	Determination
DCH-2002-0009	18-Jul-01	FPC 67 (2)(D)	Damage or Harvest Leave Tree	Penalty
DCH-2002-0009	18-Jul-01	FPC 67 (2)(D)	Damage or Harvest Leave Tree	No Action
DCH-2002-0009	18-Jul-01	RDS 20 (1)	Fail to Properly Deactivate Road	Remediation
DKA-2003-0016	09-May-02	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Violation Ticket

Weyerhaeuser Canada Ltd.			Volume: 8,717,453	Inspections: 1,176
Case Number	Incident Date	Contravention	Description	Determination
DKA-2003-0026	17-Jan-03	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Violation Ticket

DPE-2002-0034	20-Sep-01	FPC 96 (2)	Remove Crown Timber	No Action
DPE-2002-0034	20-Sep-01	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Penalty
DPE-2002-0034	20-Sep-01	FPC 58 (2)	Unauthorized Road Construction/Modification	Penalty
DQC-2001-0009	05-Jun-00	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Penalty
DQC-2001-0009	05-Jun-00	FPC 67 (1)	Operation Contrary to Requirements	Penalty
DSI-2001-0117	01-Apr-96	SILV 17 (1)(C)	Fail to Complete Free Grow Survey	No Action
DSI-2001-0117	01-Apr-96	FPC 70 (4)(E)	Fail to Estab Free Growing Stand in Presc Time	No Action
DSI-2001-0118	01-Jun-98	SILV 17 (1)(C)	Fail to Complete Free Grow Survey	No Action
DSI-2001-0118	01-Jun-98	FPC 70 (4)(E)	Fail to Estab Free Growing Stand in Presc Time	No Action
DSI-2001-0119	01-Dec-97	FPC 70 (4)(E)	Fail to Estab Free Growing Stand in Presc Time	No Action
DSI-2001-0119	01-Dec-97	SILV 17 (1)(C)	Fail to Complete Free Grow Survey	No Action
DSI-2001-0120	01-Dec-97	SILV 17 (1)(C)	Fail to Complete Free Grow Survey	No Action
DSI-2001-0120	01-Dec-97	FPC 70 (4)(E)	Fail to Estab Free Growing Stand in Presc Time	No Action
DSI-2001-0121	01-Jun-97	SILV 17 (1)(C)	Fail to Complete Free Grow Survey	No Action
DSI-2001-0121	01-Jun-97	FPC 70 (4)(E)	Fail to Estab Free Growing Stand in Presc Time	No Action
DSI-2001-0122	01-Oct-98	SILV 23 (1)(C)	Fail to Undertake Free Growing Survey	No Action
DSI-2001-0122	01-Oct-98	FPC 70 (4)(E)	Fail to Estab Free Growing Stand in Presc Time	No Action
DSI-2001-0123	01-Dec-97	SILV 20	Fail to Submit Annual Silv. Report	No Action
DSI-2001-0123	01-Dec-97	FPC 70 (4)(E)	Fail to Estab Free Growing Stand in Presc Time	No Action
DSI-2001-0124	01-Dec-98	FPC 36 (2)(A)	Fail to Amend Silv. Prescription where Required	No Action
DSI-2001-0125	01-Oct-97	SILV 20	Fail to Submit Annual Silv. Report	No Action
DSI-2001-0125	01-Oct-97	FPC 70 (4)(E)	Fail to Estab Free Growing Stand in Presc Time	No Action
DSI-2001-0126	01-May-98	SILV 17 (1)(C)	Fail to Complete Free Grow Survey	No Action
DSI-2001-0126	01-May-98	FPC 70 (4)(E)	Fail to Estab Free Growing Stand in Presc Time	No Action
DSI-2001-0127	01-Oct-98	FPC 70 (4)(E)	Fail to Estab Free Growing Stand in Presc Time	No Action
DSI-2001-0127	01-Oct-98	SILV 23 (1)(C)	Fail to Undertake Free Growing Survey	No Action
DSI-2001-0128	01-Nov-96	FPC 70 (4)(E)	Fail to Estab Free Growing Stand in Presc Time	No Action
DSI-2001-0128	01-Nov-96	SILV 17 (1)(C)	Fail to Complete Free Grow Survey	No Action
DSI-2001-0129	01-Sep-96	FPC 70 (4)(E)	Fail to Estab Free Growing Stand in Presc Time	No Action
DSI-2001-0129	01-Sep-96	SILV 17 (1)(C)	Fail to Complete Free Grow Survey	No Action
DSI-2001-0130	01-Sep-95	FPC 70 (4)(E)	Fail to Estab Free Growing Stand in Presc Time	No Action
DSI-2001-0130	01-Sep-95	SILV 20	Fail to Submit Annual Silv. Report	No Action
DSI-2001-0131	01-Feb-96	FPC 70 (4)(E)	Fail to Estab Free Growing Stand in Presc Time	No Action
DSI-2001-0131	01-Feb-96	SILV 17 (1)(C)	Fail to Complete Free Grow Survey	No Action
DSI-2001-0132	01-Jul-99	SILV 23 (1)(C)	Fail to Undertake Free Growing Survey	No Action
DSI-2001-0132	01-Jul-99	FPC 70 (4)(E)	Fail to Estab Free Growing Stand in Presc Time	No Action
DSI-2001-0133	01-Sep-98	SILV 28 (1)	Fail to Submit Annual Silv. Report	No Action
DSI-2001-0133	01-Sep-98	FPC 70 (4)(E)	Fail to Estab Free Growing Stand in Presc Time	No Action
DSI-2001-0134	01-Sep-99	FPC 70 (4)(E)	Fail to Estab Free Growing Stand in Presc Time	No Action
DSI-2001-0134	01-Sep-99	SILV 23 (1)(C)	Fail to Undertake Free Growing Survey	No Action
DSI-2001-0135	01-May-99	FPC 35 (1)(A)	Fail to Amend Operational Plan where Required	No Action
DSI-2001-0135	01-May-99	FPC 36 (2)(A)	Fail to Amend Silv. Prescription where Required	No Action
DSI-2001-0135	01-May-99	FPC 70 (4)(E)	Fail to Estab Free Growing Stand in Presc Time	No Action
DSI-2001-0135	01-May-99	SILV 23 (1)(C)	Fail to Undertake Free Growing Survey	No Action

DSI-2002-0031	17-Jan-01	FPC 67	Operation Contrary to Requirements	Violation Ticket
DSI-2002-0079	08-Jul-01	FPC 67 (2)(D)	Damage or Harvest Leave Tree	Violation Ticket
DSI-2002-0079	08-Jul-01	FPC 67 (2)(A)	Operate near Stream not to Requirement	Violation Ticket
DSI-2003-0015	25-Apr-02	FPC 63 (2)	Fail to Maintain Road to Requirements	Violation Ticket
DSI-2003-0016	25-Apr-02	FPC 63 (2)	Fail to Maintain Road to Requirements	Violation Ticket
DSI-2003-0106	24-Jan-03	FPC 63 (1)	Fail to Maintain Road	Violation Ticket
Stop Work Orders (does not constiture a finding of contravention)				
DSI-2003-0021	09-May-02	FPC 96 (2)	Remove Crown Timber	Stop Work Order
DSI-2003-0021	09-May-02	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Stop Work Order

Wood River Forest Inc. **Volume: 53,227** **Inspections: 38**

Case Number	Incident Date	Contravention	Description	Determination
DCO-2002-0006	09-May-01	RDS 18 (1)	Fail to Inspect/Maintain Road	Penalty
DCO-2002-0006	09-May-01	RDS 13 (1)(A)	Fail to Maintain Surface Drainage Patterns	Penalty

Yun Ka Whu Ten Holdings Ltd. **Volume: 272,253** **Inspections: 26**

Case Number	Incident Date	Contravention	Description	Determination
DCH-2003-0007	15-Aug-02	FPC 96 (1)	Cut/Damage/Destroy Crown Timber	Violation Ticket

Major Licensees with No Enforcement Actions

606546 B.C. Ltd.
Apollo Forest Products Ltd.
Babine Forest Products Ltd.
Bell Pole Company
C&C Wood Products Ltd.
Carrier Lumber Ltd.
Creston Valley Forest Corporation
Equis Forest Products Ltd.
Gorman Bros. Lumber Ltd.
Halray Logging Ltd.
Husby Forest Products Ltd.
Jackpine Forest Products Ltd.
Kitwanga Lumber Co. Ltd.
Lakeside Pacific Forest Products
LP Engineered Wood Products Ltd.
Meeker Log & Timber Ltd.
Moricetown Band Council
Novak Brothers Contracting Ltd.
Peyah Forest Products Ltd.
Qwa'Eet Forest Products Ltd.
Richmond Plywood Corporation
Simpcw Development Co. Ltd.
Steeves Forest Consulting Ltd.
Tamihi Logging Co. Ltd.
Terminal Forest Products Ltd.
Thomson Industries Ltd.
VIH Logging Ltd.
Xat'Sull Logging Ltd.

ABFAM Enterprises Ltd.
Ardew Wood Products Ltd.
Babine Timber Ltd.
Biport Forest Products Ltd.
C.R.B. Logging Co. Ltd.
Cattermole Timber Ltd.
Doman-Western Lumber Ltd.
Galloway Lumber Company Ltd.
Gwa'Sala-'Nakwaxda'Xw Timber
Hauer Bros. Lumber Ltd.
Iisaak Forest Resources Ltd.
Joe Kozek Sawmills Ltd.
L&M Lumber Ltd.
Lignum Ltd.
Lytton Lumber Ltd.
Mego Wood Products (1989) Ltd.
Ndazkhot'En Forest Management Ltd.
Orenda Logging Ltd.
Princeton & District Community
Raven Industries Ltd.
Scott Paper Ltd.
Sitkana Timber Ltd.
Stuart Lake Lumber Co. Ltd.
Tanizul Timber Ltd.
Teton Timber Corp.
Tsi Del Del Enterprises Ltd.
Weldwood of Canada Ltd.

Abitibi Consolidated Company Of
ATCO Lumber Ltd.
Balcaen Consolidated Contracting
Borland Creek Logging Ltd.
Canema Timber Ltd.
Celcrest Timber Ltd.
Dunkley Lumber Ltd.
Gilbert Smith Forest Products Ltd.
Hagman & Son Logging Ltd.
Hecate Logging Ltd.
J.H. Huscroft Ltd.
Kaslo & District Community Forest Society
Lakeland Mills Ltd.
Louisiana-Pacific Canada Ltd.
Meadow Creek Cedar Ltd.
Mill & Timber Products Ltd.
Nootka Sound Economic Development
Pacific Forest Products Ltd.
Princeton Wood Preservers Ltd.
RFP Timber Ltd.
Selkirk Timber Company
Squamish Mills Ltd.
T.R.C. Cedar Ltd.
Teal Cedar Products Ltd.
The Pas Lumber Company Ltd.
Tsilhqot'In Forest Products Inc.
Western Forest Products Ltd.

Appendix 2

Enforcement Actions against Small Business Licensees and Woodlot Licensees

Enforcement Actions against Small Business Licensees

The following tables establish the number of enforcement actions against small business licence holders from April 1, 2002 to March 31, 2003. The first table shows how many Licensees had one (or more) enforcement actions. The second table shows what sections of the Code were contravened against, and how many times.

Number of Licensees with 1 Enforcement Action 52
Number of Licensees with 2 Enforcement Actions 9
Number of Licensees with 3 Enforcement Actions 2
Number of Licensees with 4 Enforcement Actions 3
Number of Licensees with 5 Enforcement Actions 1
Number of Licensees with 6 Enforcement Actions 1
Number of Licensees with 11 Enforcement Actions 1

Contravention	Description	Number
FPC 45 (1)	Cause Environmental Damage	3
FPC 45 (4)	No Preventative Action Taken	1
FPC 47 (1)	Exceed Soil Disturbance Limits	2
FPC 51 (2)(A)	Fail to Protect Resource Feature	2
FPC 51 (2)(B)	Fail to Report Resource Feature	1
FPC 54 (1)	Unauthorized Road Use	1

Contravention	Description	Number
FPC 58 (2)	Unauthorized Road Construction/Modification	2
FPC 63 (2)	Fail to Maintain Road to Requirements	1
FPC 64 (1)	Fail to Deactivate Road to Requirements	1
FPC 67	Operation Contrary to Requirements	4
FPC 67 (1)	Operation Contrary to Requirements	9
FPC 67 (2)(A)	Operate near Stream not to Requirement	4
FPC 67 (2)(D)	Damage or Harvest Leave Tree	4
FPC 70 (4)(D)	Fail to Meet Stocking Requirements	6
FPC 76 (1)	Light Fuel or Use Fire Within 1km of Forest	2
FPC 80	Fail to Abate Fire Hazard	1
FPC 82	Fail to Comply with Hazard Abatement Order	4
FPC 84 (2)	Enter a Restricted Area w/o Consent	1
FPC 96 (1)	Cut/Damage/Destroy Crown Timber	35
FPC 96 (2)	Remove Crown Timber	8
FPC 97 (2)	Fail to Ascertain Private Land Boundaries	1
FPC 98 (A)	Unauthorized Grazing on Crown Range	1
FPC 118 (3)	Fail to Comply with Remediation Order	2
TIM 10 (3)	Unauthorized Harvest in Riparian Reserve Zone	2
TIM 19 (1)(B)	Fail to Dispose of Debris	3
TIM 21 (4)	Fail to Remove Temporary Stream Crossing	1
TIM 28	Unauthorized Salvage in Sensitive Ecosystem	1
WLFM 42 (1)	Fail to Meet Requirements for Road	4
WLFM 68 (A)	Unauthorized Temporary Stream Crossing	1
WLFM 68 (B)	Fail to Protect Stream at Crossing	1
WLFM 71 (B)	Yard or Skid in/over Stream w/o Authority	1

Enforcement Actions against Woodlot Licensees

The following tables establish the number of enforcement actions against woodlot licence holders from April 1, 2002 to March 31, 2003. The first table shows how many Licensees had one (or more) enforcement actions. The second table shows what sections of the Code were contravened against, and how many times.

Number of Licensees with 1 Enforcement Action 3
Number of Licensees with 3 Enforcement Actions 1
Number of Licensees with 11 Enforcement Actions 1

Contravention	Description	Number
FPC 67 (1)	Operation Contrary to Requirements	4
FPC 96 (1)	Cut/Damage/Destroy Crown Timber	4
FPC 96 (2)	Remove Crown Timber	3
FPC 97 (2)	Fail to Ascertain Private Land Boundaries	1
FPC 97 (2)	Fail to Ascertain Private Land Boundaries	1
WLFM 30 (A)	Practices not to Operational Plan	2
WLFM 30 (B)	Practices not to Specified Results & Measures	1
WLFM 30 (B)	Practices not to Specified Results & Measures	1
WLFM 30 (C)	Practices Contrary to Specifications	1
WLFM 30 (C)	Practices Contrary to Specifications	1
WLFM 30 (D)	Practices Contrary to DM Request	1

Appendix 3

Forest District and Region Codes

Cariboo Forest Region (RCA)

DCH	Chilcotin F.D.
DHO	Horsefly F.D.
DMH	100 Mile House F.D.
DQU	Quesnel F.D.
DWL	Williams Lake F.D.

Kamloops Forest Region (RKA)

[illegible]	Clearwater F.D.
DKA	Kamloops F.D.
DLI	Lillooet F.D.
DME	Merritt F.D.
DPE	Penticton F.D.
DSA	Salmon Arm F.D.
DVE	Vernon F.D.

Nelson Forest Region (RNE)

DAR	Arrow F.D.
DBO	Boundary F.D.
DCB	Cranbrook F.D.
DIN	Invermere F.D.
DKL	Kootenay Lake F.D.
DCO	Columbia F.D.

Prince George Forest Region (RPG)

DDC	Dawson Creek F.D.
DFN	Fort Nelson F.D.
DJA	Fort St. James F.D.
DJO	Fort St. John F.D.
DMK	Mackenzie F.D.
DPG	Prince George F.D.
DRV	Robson Valley F.D.
DVE	Vanderhoof F.D.

Prince Rupert Forest Region (RPR)

DBU	Bulkley/Cassiar F.D.
DKM	Kalum F.D.
DKI	Kispiox F.D.
DLA	Lakes F.D.
DMO	Morice F.D.
DNC	North Coast F.D.

Vancouver Forest Region (RVA)

DCR	Campbell River F.D.
DCK	Chilliwack F.D.
DMC	Mid-Coast F.D.
DPM	Port McNeill F.D.
DQC	Queen Charlotte Islands F.D.
DSI	South Island F.D.
DSQ	Squamish F.D.
DSC	Sunshine Coast F.D.

Appendix 4

Map of BC With Region and District Boundaries